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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Peter J. Sallaway, et al.

Application No.: 09/751,037

Filed: December 29, 2000

For: SYSTEMS FOR MONITORING AND CONTROLLING
OPERATING MODES IN AN ETHERNET TRANSCEIVER AND
METHODS OF OPERATING THE SAME

Art Unit: 2616

Examiner: Ian N. Moore

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

GOOD FAITH AND CANDOR LETTER
REGARDING PATENT TERM ADJUSTMENT

The Applicant respectfully notes that the patent term adjustment calculation appears to award an excessive term adjustment to the Applicant. The Applicant submitted an Appeal Brief on September 1, 2005 and a Substitute Appeal Brief on November 21, 2005. The Applicant believes that this would reduce the patent term adjustment calculation by 81 days.

The Applicant respectfully requests correction of the patent term adjustment calculation, as well as an opportunity to review any new patent term adjustment calculation.

The Commissioner is hereby authorized to charge any fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

MUNCK BUTRUS CARTER, P.C.

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